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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

GALE SOSTEK; and HERB SOSTEK,
Plaintiff,

vs.

COUNTY OF SAN BERNARDINO;
SAMUEL FULLER; and DOES 2-10,
inclusive

Defendants.

Case No. 5:23-cv-02236-MRA-MRW
Magistrate Judge Michael R. Wilner

**JOINT STIPULATION TO MODIFY
SCHEDULING ORDER**

*[Proposed] Order filed concurrently
herewith*

IT IS HEREBY STIPULATED AND REQUESTED by and between the
parties hereto, through their attorneys of record, as follows:

1. Substantial discovery has been conducted in this matter. The parties
and propounded and responded to written discovery and subpoenas have been
served on third parties.

2. The parties had been in discussions regarding whether to do an early
mediation before conducting the party depositions, but ultimately the parties elected
to conduct some depositions, including the party depositions, before conducting a
mediation.

3. The case presently has approaching deadlines, per the Civil Pretrial Schedule and Trial Order [Doc. # 22], for such matters as fact discovery, the designation of expert witnesses, and exchange of Rule 26 reports by such experts.

4. Due to the schedules of Plaintiffs' counsel, Defendants' counsel, the Defendant Sheriff's Deputy and the out of state Plaintiffs, there has been some scheduling issues in setting the depositions of the parties.

5. In order to schedule the depositions of the parties and promote the prospects for success of settlement discussions, the parties request that the pending controlling discovery deadlines set forth in the Civil Pretrial Schedule and Trial Order be continued approximately (30) days.

6. There have been no prior requests for continuance or extension regarding discovery.

7. Such request, if granted, would result in the following schedule:

<u>EVENT</u>	<u>CURRENT</u>	<u>PROPOSED</u>
Fact Discovery Cut-Off	8/23/24	9/23/24
Expert Disclosures:	9/6/24	10/7/24
Rebuttal Expert Disclosures:	9/20/24	10/21/24
Expert Discovery Cut Off:	9/20/24	10/21/24
Last Date to <u>Hear</u> Motions:	10/16/24	11/15/24
Last Date to <u>Hear</u> <i>Daubert</i> Motions:	11/13/24	12/13/24

8. All other pre-trial and trial dates would remain in effect.

1 IT IS SO STIPULATED AND REQUESTED.
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4 DATED: July 30, 2024
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6 By /s/Michelle R. Prescott
Attorneys for Defendants
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8 DATED: July 30, 2024
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LAW OFFICES OF DALE K. GALIPO

10 By /s/ Eric Valenzuela
Eric Valenzuela
Attorneys for Plaintiffs
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